

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – School Education Department – Adverse news published in daily news papers – Benami Bhojanalu in schools – Sri M. Venkata Rao, SGT, MUPS, R.B. Kothuru, Peddapuram Mandal – Placed under suspension by the DEO, E.G. District – Set-aside by the Hon'ble A.P.A.T. on the ground that the DEO has no jurisdiction – Orders placing under suspension – Issued.

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EDUCATION [SE-VIG.I(2)] DEPARTMENT

G.O.Rt.No. 5

Dated: 02.01.2008

Read:-

From the DSE, Hyd, Lr.Rc.No.831/D1-4/2008, dated 01.12.2008.

ORDER:

In the reference read above, the Director of School Education, A.P., Hyderabad has reported that Sri M. Venkata Rao, SGT and Sri K.B.R.B. Chowdary, SGT, M.P.U.P., R.B. Kothuru, Peddapuram Mandal were placed under suspension by the District Educational Officer, Kakinada, East Godavari District, on the allegations of irregularities in the Mid Day Meal Scheme.

2. Sri M. Venkata Rao, SGT and Sri K.B.R.B. Chowdary, SGT have filed O.A.No.5491/2008 and O.A.No.5501/2008 in the Hon'ble A.P.A.T. Hyderabad against the orders of suspension. The Hon'ble A.P.A.T. Hyderabad, in its common orders in O.A.No.5491/2008 & O.A.No.5501/2008 dated 25.7.2008, set-aside the Proceedings of the DEO, East Godavari District, Kakinada Rc.No.63-B3/2007-2, Rc.No.63-b3/2007-3, dated 02.07.2008 on the ground that the District Educational Officer has no jurisdiction to issue such orders suspending the applicants. The Hon'ble Tribunal has further observed that it is always left open to the disciplinary authority to issue appropriate orders.

3. Government, after careful examination of the issue, observed that the Government in Education Department is paying salaries to Panchayat Raj Teachers and their services were also provincialised under rule 15 of the A.P.C.S. (CCA) Rules 1991, Government may place a member of subordinate service under suspension. It is therefore, decided to issue fresh orders placing Sri M. Venkata Rao, Secondary Grade Teacher, Mandal Parishad Upper Primary School, R.B. Kothuru, Peddapuram Mandal, East Godavari District under suspension forthwith.

4. In exercise of powers conferred by rule 15 read with sub-rule (1) of 8 of the A.P.C.S. (CCA) Rules 1991, Government hereby place Sri M. Venkata Rao, Secondary Grade Teacher, Mandal Parishad Upper Primary School, R.B. Kothuru, Peddapuram Mandal, East Godavari District under suspension forthwith and he shall continue to remain under suspension until further orders.

5. It is further ordered that during the period of suspension Sri M. Venkata Rao, Secondary Grade Teacher, Mandal Parishad Upper Primary School, R.B. Kothuru, Peddapuram Mandal, East Godavari District shall not leave the headquarters without obtaining the previous permission of the undersigned.

6. It is also ordered that during the period of suspension Sri M. Venkata Rao, Secondary Grade Teacher, Mandal Parishad Upper Primary School, R.B. Kothuru, Peddapuram Mandal, East Godavari District shall be paid subsistence allowance as per rules.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.R. KISHORE

PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri M. Venkata Rao, Secondary Grade Teacher, Mandal Parishad Upper Primary School, R.B. Kothuru, Peddapuram Mandal, East Godavari District through the District Educational Officer, Kakinada, East Godavari District.

The Director of School Education, A.P., Hyderabad.

The District Educational Officer, Kakinada, East Godavari District.

Copy to:-

Panchayat Raj and Rural Development Department.

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// FORWARDED BY ORDER //

SECTION OFFICER